

Applicant : William McHugh, et al.
Serial No. : 09/692,869
Filed : October 20, 2000
Page : 2

Attorney's Docket No.: 08935-218001 / M-4926

REMARKS

Applicants amended the title of the application to indicate the subject matter of the claims. Claims 1-26 (attached) are pending.

The Examiner rejected claims 1-26 under 35 U.S.C. § 103(a) over U.S. Patent No. 6,265,104 B1 (Hull) in view of U.S. Patent No. 6,197,445 B1 (Ward). Hull was developed by another person and qualifies as prior art under 35 U.S.C. § 102(e). Furthermore, at the time the claimed invention was made, the subject matter of Hull and the claimed invention were subject to an obligation of assignment to the same person, namely, The Gillette Company. (A copy of an uncorrected Notice of Recordation of Assignment for the present application is enclosed for the Examiner's convenience.) Accordingly, Hull cannot preclude patentability under 35 U.S.C. §103 (See 35 U.S.C. §103(c)), and Applicants request that the rejection under 35 U.S.C. §103(a) be withdrawn.

Applicants believe the claims are in condition for allowance, which action is requested.

Attached is a marked-up version of the changes being made by the current response.
Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: SEPTEMBER 10, 2002

Tu N. Nguyen
Tu N. Nguyen
Reg. No. 42,934

Fish & Richardson P.C.
225 Franklin Street
Boston, Massachusetts 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

Applicant : William McHugh, et al.
Serial No. : 09/692,869
Filed : October 20, 2000
Page : 3

Attorney's Docket No.: 08935-218001 / M-4926

Version with markings to show changes made

In the title:

Please change the title from "BATTERY" to--BATTERY AND METHOD OF MAKING
A BATTERY--.



084351218001

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

JUNE 14, 2001

PTAS



101673812A

FISH & RICHARDSON P.C.
ROBERT C. NABINGER
225 FRANKLIN STREET
BOSTON, MA 02110-2804

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/02/2001

REEL/FRAME: 011661/067
NUMBER OF PAGES: 7

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS)

ASSIGNOR:
MCHUGH, WILLIAM T.

DOC DATE: 01/04/2001

ASSIGNOR:
SCALISI, ROBERT A.

DOC DATE: 01/09/2001

ASSIGNOR:
SEARLE, GARY M.

DOC DATE: 02/02/2001

ASSIGNOR:
THERIAULT, ROBERT

DOC DATE: 03/03/2001

ASSIGNEE:
THE GILLETTE COMPANY
PRUDENTIAL TOWER BUILDING
BOSTON, MASSACHUSETTS 02199-8004SERIAL NUMBER: 09692869
PATENT NUMBER:FILING DATE: 10/20/2000
ISSUE DATE:

RECEIVED

SEP 23 2002

TC 1700

RECEIVED

JUN 18 2001

KYM 61801

FISH & RICHARDSON, P.C.
BOSTON OFFICE